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9-11-98

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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 8TH DAY OF JUNE 1998

BEFORE

THE HON'BLE MR.JUSTICE V.K.SINGHAL

WRIT PETITION NO: 6767 / 1998

BETWEEN:

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M/s. U.S.Tyre Retreaders
City Press Compound,
Behind Sangam Talkies
Bellary - 583 101.
(Represented by it's Proprietor
Sri. Syed Mohammed)

....PETITIONER

(By Sri Atul K. Alur Adv.,)

AND:

1. The Addl. Asst. Commissioner
of Commercial Taxes,
I Circle,
Bellary.
2. The General Manager,
District Industrial Centre,
Government of Karnataka

Department of Industries & Commerce
Bellary.

3. State of Karnataka
By its Secretary,
Department of Finance,
Government of Karnataka,
Vidhana Soudha,
Bangalore - 1. ...RESPONDENTS.

(By Smt. Sujatha HCGP)

Writ Petition filed under Article
226 and 227 of the Constitution of India
with an affidavit praying to Quash vide
Annex. C dt: 28.2.95 by R-1 & etc.,

Writ Petition is coming on for
final disposal this day the court made
the following:

VKSJ:

8/6/98

O R D E R

The petitioner may file second Appeal
before the Karnataka Appellate Tribunal within

195

4 weeks from today. Writ Petition is dismissed on the ground of the remedy is efficacious and has to be exhausted. L. The petitioner may move before the Tribunal for stay till 4 weeks no coercive steps for recovery of tax should not be taken in the matter. Even the subsequent Judgment of the Division Bench of this court could be examined by the Appellate Authority as to whether it is applicable or not.

Sd/- JUDGE

BKP

c.by L.

r.by L. 27/8/68

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Assistant Registrar
High Court of Karnataka
Bangalore-560 001

1-9-68
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